

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

SCOTT SCHWARTZENGRABER,

Plaintiff,

v.

UNITED PARCEL SERVICE, INC.
FLEXIBLE BENEFITS PLAN, ET AL.,

Defendants.

CIVIL ACTION

No. 17-4656

ORDER

AND NOW, this 8th day of January, 2018, it having been reported that the issues between the parties in the above action have been settled and pursuant to Local Rule of Civil Procedure 41.1(b), it is hereby **ORDERED** that the above action is **DISMISSED** pursuant to agreement of counsel without costs.

BY THE COURT:



MITCHELL S. GOLDBERG, J.

W B S

Fax: 616105941600

Jan 8 2018 14:45

P.02

WUSINICH & BROGAN P.C.

ATTORNEYS AND COUNSELLORS AT LAW

JOSEPH F. WUSINICH, III †

DENNIS D. BROGAN

EDWARD C. SWEENEY

PETER F. X. CALLAHAN

DAVID V. GROW, M.D., J.D.*

† LL.M. IN TRIAL ADVOCACY
* OF COUNSEL

SUITE 200

537 WEST UWCHLAN AVENUE

DOWNTOWN, PENNSYLVANIA 19335

(610) 594-1600

FAX: (610) 594-6518

www.wusinchbrogan.com

PRINCIPAL OFFICE

DOWNTOWN

19 SOUTH HIGH STREET

WEST CHESTER, PENNSYLVANIA 19382

(610) 436-6280

522 WASHINGTON STREET

READING, PENNSYLVANIA 19601

(610) 373-8550

Direct email: esweeney@wusinchbrogan.com

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DOWNTOWN

January 8, 2018

Sent via facsimile (267-299-5056) and first class mail

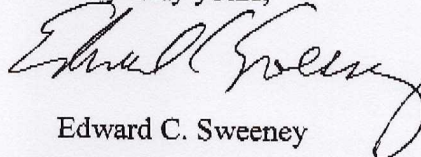
The Honorable Mitchell S. Goldberg
U.S. Courthouse
601 Market Street, Room 7614
Philadelphia, PA 19106-1741

RE: Scott Schwartzengraber v. United Parcel Service, Inc. Flexible Benefits Plan
and Aetna Life Insurance Company
USDC, Eastern District of Pennsylvania No. 17-4656

Dear Judge Goldberg:

We are pleased to report (again) that the parties have settled the above matter. I believe this time it's a keeper. That being the case, we would ask to be excused from today's pre-trial conference scheduled for 2:30 p.m. I reported this development to your staff within the last hour. Both sides agree that you can issue a 41.1(b) Order. We assume that you will no longer need us to attend today's conference unless we hear back from your staff.

Very truly yours,



Edward C. Sweeney

ECS:lo

c: Miriam S. Edelstein, Esquire (sent via email only - medelstein@reedsmith.com)